

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

ESET, LLC,

Plaintiff,

Case No. 11-cv-650

v.

LODSYS, LLC,

Defendant.

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff, ESET, LLC (“ESET”) hereby voluntarily dismisses WITHOUT PREJUDICE all claims asserted in the above-entitled action against LODSYS, LLC. Prior to the filing of this notice, LODSYS, LLC has neither served an answer or a motion for summary judgment.

ESET further requests, consistent with filing of this Notice, that the hearing scheduled for 10:30 am September 9, 2011 be taken off calendar.

Dated: September 1, 2011

Respectfully submitted,

By: /s/ Nicola A. Pisano

Nicola A. Pisano

JONES DAY
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ESET, LLC

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